HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH

R.S.A No.3292 of 2004

Date of decision : 24.4.2007

Haryana Vidyut Prasaran Nigam Ltd. .....Appellant
versus
Manak Chand and another .....Respondents

CORAM : HON'BLE MR. JUSTICE HEMANT GUPTA.

Present : Mr.N.D.Achint, Advocate for the appellant.
Mr.Rajesh Arora, Advocate for respondent No.1.

* * *

ORDER

HEMANT GUPTA, J. (Oral)

The defendant is in second appeal aggrieved against the judgment and decree passed by the Courts below whereby suit for declaration has been decreed holding that the electricity bill for the month of November, 1998 is illegal and has been issued without giving notice to the plaintiff.

Both the Courts below have decreed the suit holding that it was incumbent upon the defendants to issue detailed show cause notice to the plaintiff before issuing demand notice upon the plaintiff. Opportunity was given to the appellant to effect the recovery after giving fresh show cause notice to the consumer.

The findings recorded are the finding of fact. I do not find any illegality or irregularity in the findings recorded by the Court below which may give rise to any substantial question of law in second appeal.

Dismissed.

(HEMANT GUPTA)
JUDGE

April 24, 2007
**mohinder*